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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.2504 OF 2006

Sangeeta Lalit Thakkar ... Petitioner

Vs.

State of Maharashtra & Ors. ... Respondents

Mr. J.B. Mishra for the petitioner.

Ms. A.S. Pai, A.P.P. for the State.

CORAM : SMT. RANJANA DESAI & ANOOP V. MOHTA, JJ.

DATED : 18TH JANUARY, 2007.

P.C.:-

1. We have heard the learned counsel for the petitioner. It appears that the petitioner's husband - Lalit Narayandas Thakkar's body was recovered at Vashi on 25/4/2006. It is the case of the petitioner that the police are not properly investigating the case. According to the petitioner, the petitioner's husband was murdered. The learned A.P.P., on the other hand, drew our attention to the affidavit of Gulab K. Kardile, Police Sub-Inspector, Vashi Police Station, Navi Mumbai. She has pointed out that the post-mortem report indicates that the cause of death was due to “Asphyxial death due to drawning”. The learned A.P.P. contended that the police have carried out

necessary investigation and a report will be submitted to the court in due course.

2. In view of the affidavit, we are not inclined to entertain this petition. We make it clear that we have not expressed any opinion on the contentions raised by the petitioner in the petition. It will be open to the petitioner to make appropriate application before the learned Magistrate after the police files its report. The report may be filed at the earliest. The petition is disposed of.

[SMT. RANJANA DESAI, J.]

[ANOOP V. MOHTA, J.]